

Election #11  
11.21.02

Serial No.: 09/813,341

**BEST AVAILABLE COPY**Patent Docket P1780R1  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Kathy L. Miller et al. Serial No.: 09/813,341 Filed: March 20, 2001 For: Multivalent Antibodies and Uses Therefor	Group Art Unit: 1642 Examiner: Misook Yu  Certificate of Facsimile Transmission Under 37 CFR § 1.8 In accordance with CFR § 1.8(d), this correspondence addressed to The Patent and Trademark Office, Washington, DC 20231 is being transmitted to facsimile No. (703) 305- 3014 November 18, 2002 Wendy M. Lee
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RESPONSE TO RESTRICTION REQUIREMENTAssistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

Responsive to the second restriction requirement mailed 10/17/2002, Applicants elect Group VII claims 1-15, 21-26, 33-42, 57-69 and 73-80 (drawn to an antibody to DR5, and the conjugated antibody to cytotoxic agent), noting that upon the allowance of the linking claims, the restriction requirement as to the linked inventions shall be withdrawn and any claims depending from or otherwise including all the limitations of the allowable linking claims will be entitled to examination in the instant application.

With respect to the species election, Applicants elect Species 2 with claims 5-10, 57-68 and 73-79 (the different structures in VDs, number of amino acids in X positions, VH and CH linking patterns), noting that upon allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. Claims readable on the elected species include claims 5-10, 57-69, and 73-80.

Further prosecution on the merits is awaited.

Respectfully submitted,

GENENTECH, INC.

Date: November 18, 2002

By: 

Wendy M. Lee

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PATENT TRADEMARK OFFICE

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Please deliver the following Response to Restriction Requirement to:

**OFFICIAL**

NAME: Examiner Misook Yu - Group 1642  
U.S. Patent and Trademark office  
Washington, DC 20231

Fax No.: (703) 305-3014

FROM: Wendy M. Lee  
Registration No.: 40,378

RE: U.S. Serial No.: 09/813,341  
Our Docket No.: P1780R1

Number of Pages including this cover sheet - 2**Certificate of Facsimile Transmission Under 37 CFR § 1.8**

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